

USA v Saechao 02-30229/ 02-30248

SEP 10 2003

PREGERSON, Circuit Judge, dissenting in part and concurring in part.

**CATHY A. CATTERSON
U.S. COURT OF APPEALS**

In my view, the district court failed to conduct, through the court appointed interpreter, an in-depth colloquy with Saechao to ensure that his jury waiver was voluntary, knowing, and intelligent. See United States v. Duarte-Higareda, 113 F.3d 1000, 1003 (9th Cir. 1997); United States v. Christensen, 18 F.3d 822, 826 (9th Cir. 1994). Therefore, I would reverse and remand on the jury waiver issue. I concur on the other two issues.